

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

**WSOU INVESTEMENTS, LLD D/B/A
BRAZOS LICENSING AND
DEVELOPMENT,**

Plaintiff,

v.

CANON INC.,

Defendant.

6:20-cv-00980-ADA

6:20-cv-00981-ADA

CANON INC.,

Third-Party Plaintiff,

v.

NXP USA, INC.,

Third-Party Defendant.

6:20-cv-00980-ADA

**DECLARATION OF RICHARD F. MARTINELLI IN SUPPORT OF DEFENDANT
CANON INC.'S REPLY CLAIM CONSTRUCTION BRIEF**

I, Richard F. Martinelli, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 as follows:

1. I am a partner of the firm of Orrick, Herrington & Sutcliffe LLP (“Orrick”), attorneys for Defendant Canon Inc. (“Canon”). I make this declaration based on personal knowledge and, if called upon, could testify competently thereto. I submit this declaration in support of Canon’s Reply Claim Construction Brief.

2. Attached hereto as Exhibit A is a true and correct copy of excerpts from Dr. Todor Cooklev’s deposition transcript on September 29, 2021.

3. Attached hereto as Exhibit B is a true and correct copy of Canon’s Invalidity Contentions for Case No. 6:20-cv-980, dated July 7, 2021.

4. Attached hereto as Exhibit C is a true and correct copy of Canon’s Invalidity Contentions for Case No. 6:20-cv-981, dated July 7, 2021.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 1, 2021

/s/ Richard F. Martinelli
Richard F. Martinelli